

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION**

ANTONIO DEMOND SMITH,)	
)	
Petitioner,)	
)	
vs.)	CRIMINAL NO. 05-00231-CG-B
)	
UNITED STATES OF AMERICA,)	
)	
Respondent.)	

ORDER

After due and proper consideration of all portions of this file deemed relevant to the issues raised, and a de novo determination of those portions of the Report and Recommendation to which objection is made, the Recommendation of the Magistrate Judge made under 28 U.S.C. § 636(b)(1)(B) is adopted as the opinion of this Court. It is **ORDERED** that Antonio Demond Smith's petition (Doc. 243) is **DISMISSED** as successive. The Court further finds that Petitioner is not entitled to a certificate of appealability, and therefore, is not entitled to appeal in forma pauperis.

DONE and ORDERED this 25th day of July, 2019.

/s/ Callie V. S. Granade
SENIOR UNITED STATES DISTRICT JUDGE